

**REMARKS**

In the office action mailed October 17, 2005, Claims 1-24 were pending for consideration in the present application. Each of these claims was rejected under the judicially created doctrine of obviousness-type double patenting as allegedly unpatentable over Claims 1-62 of U.S. Patent No. 6,743,441. In addition, each claim was also provisionally rejected under the same doctrine over Claims 1-24, renumbered, of copending Application No. 10/286,436; Claims 20-81 of copending Application No. 10/286,381; Claims 1-41 of copending Application No. 10/731,039; Claims 1-24 of copending Application No. 10/731,040; and Claims 1-22 of copending Application No. 10/731,041.

A judicially created double patenting rejection may be obviated by filing a terminal disclaimer. *See* 37 C.F.R. 1.130(b). Terminal disclaimers disclaiming any terminal portion of a patent issuing from the present patent application which would extend beyond any of the above-recited issued patent or copending application terms are filed herewith in accordance with 37 C.F.R. 1.321(c). Therefore, Applicants respectfully request withdrawal of these rejections.

CONCLUSION

In view of the foregoing, Applicants believe that Claims 1-24 present allowable subject matter and allowance is respectfully requested. If any impediment to the allowance of these claims remains after consideration of the above remarks, and such impediment could be removed during a telephone interview, the Examiner is invited to telephone the undersigned attorney, at (801) 566-6633, so that such issues may be resolved as expeditiously as possible.

Please charge any additional fees except for Issue Fee or credit any overpayment to Deposit Account No. 20-0100.

Dated this 29<sup>th</sup> day of November, 2005.

Respectfully submitted,

THORPE, NORTH & WESTERN, LLP



David W. Osborne  
Reg. No. 44,989  
8180 South 700 East, Suite 200  
Sandy, UT 84070  
Telephone: (801) 566-6633  
Facsimile: (801) 566-0750